

AP 01
2673

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants: Jeffrey Jacobsen, John E. C. Fan, Stephen A. Pombo, Matthew Zavracky, Rodney Bumgardner, Alan Richard and Wen-Foo Chern

Serial No.: 08/966,985 Group: 2673

Filed: November 10, 1997 Examiner: Jeffrey J. Piziali

Confirmation No.: 6374

For: Reflective Microdisplay for Portable Communication System

| | |
|---|------------------|
| CERTIFICATE OF MAILING OR TRANSMISSION | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on: | |
| 8/23/04 | Denise Carretero |
| Date | Signature |
| Denise Carretero | |
| Typed or printed name of person signing certificate | |

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 30 2004

Technology Center 2600

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated February 23, 2004 of the Examiner finally rejecting claims 1-20, 22-27, and 37-39. The item(s) checked below are appropriate:

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated February 23, 2004 for three months from May 23, 2004 to August 23, 2004.
2. ☐ A ☐ month extension of time to respond to the Office Action Made Final dated ☐ was filed on ☐ with payment of a \$☐ fee.
☐ Applicant hereby petitions for an additional ☐ month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

08/27/2004 RMONDAF1 00000080 080360 08966985
01 FC:1401 330.00 DA
02 FC:1253 950.00 DA

4. Fees are submitted for the following:

| | | | |
|-------------------------------------|------------------------------------|-------|---------|
| <input checked="" type="checkbox"/> | Extension of Time for three months | \$ | 950 |
| <input type="checkbox"/> | Additional Extension of Time: | | |
| | Fee for Extension ([] mo.) | \$ | |
| | Less fee paid ([] mo.) | - \$ | |
| | Balance of fee due | \$ | 0 |
| <input checked="" type="checkbox"/> | Notice of Appeal | \$ | 330 |
| <input type="checkbox"/> | Other | \$ | |
| | | TOTAL | \$ 1280 |

5. The method of payment for the total fees is as follows:

- ☐ A check in the amount of [] is enclosed.
- ☒ Please charge Deposit Account No. 08-0380 in the amount of \$1280.00.

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By

Rodney D. Johnson

Registration No.: 36,558

Telephone: (978) 341-0036

Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date:

August 23, 2004